

**FILED**

**JUN 25 2015**

**New Jersey State Board of  
Massage and Bodywork  
Therapy Examiners**

STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
BOARD OF MASSAGE AND BODYWORK  
THERAPY

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IN THE MATTER OF THE  
APPLICATION OF

HONG ZI QUAN

TO PRACTICE MASSAGE AND  
BODYWORK THERAPY IN THE  
STATE OF NEW JERSEY

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FINAL ORDER OF  
DENIAL OF LICENSURE

This matter was opened to the Board of Massage and Bodywork Therapy ("the Board") upon receipt of information which the Board has reviewed and the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Hong Zi Quan submitted an application for licensure by the Board.
2. On Ms. Quan's application, she indicated that she had been arrested in New York in 2009 for performing massage without a license.
3. A criminal history background check did not reveal the New York arrest, but revealed that Ms. Quan had been charged in New

York in 2013 for unauthorized practice of a profession and for prostitution as well. This arrest occurred after she had applied for licensure.

4. The applicant provided information indicating that the 2013 arrest resulted in a conviction for disorderly conduct. Ms. Quan also provided an affidavit indicating that an undercover officer appearing at her place of employment, Keum Tree Spa in New City, New York, was involved in the 2013 prostitution arrest. Ms. Quan explained in the affidavit that, although she told the undercover officer that she would not perform sexual intercourse for money, she told him "that I can offer only a handjob, which the undercover declined."

5. Ms. Quan indicated that with regard to the 2009 arrest, which took place at the Keum Tree Spa in New City, New York, she entered a guilty plea to failure to apply for a license, and was fined \$500 and conditionally discharged. The charges of attempted unauthorized practice of a profession and prostitution were dismissed.

#### CONCLUSIONS OF LAW

1. Ms. Quan's failure to disclose on her application that the 2009 arrest involved charges of prostitution, as well as the unlicensed practice of massage and bodywork therapy,

constitutes deceptive conduct in violation of N.J.S.A. 45:1-21(b).

2. Ms. Quan's admission to providing massage therapy without applying for a license in connection with the 2013 arrest, constitutes a violation of N.J.S.A. 45:1-25.

3. Respondent's admission to offering an undercover officer "a hand job," indicates that she offered sexual services for money, conduct which constitutes professional misconduct, and constitutes conduct relating adversely to the practice of massage and bodywork therapy within the intendment of N.J.S.A. 45:1-21(e) and (f).

Based on the foregoing findings and conclusions, a Provisional Order of Denial of Licensure March 16, 2015, provisionally denying Ms. Quan's application, with no subsequent application to be entertained for a period of three years. A copy of the Order was served upon Ms. Quan's attorney by certified and regular mail. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30<sup>th</sup> day following entry unless Ms. Quan requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence

supporting Ms. Quan's request for consideration and reasons therefor.

The record reflects that the certified mailing of the Provisional Order was delivered on March 23, 2015. The regular mailing of the order was not returned. No response has been received. The Board determined that service had been effected, and further determined that as no discrepancies had been raised with respect to the findings and conclusions of the Provisional Order, additional proceedings were not necessary, and the Provisional Order should be made final.

ACCORDINGLY,

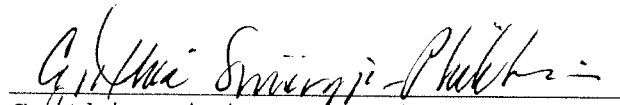
IT IS on this 25<sup>th</sup> DAY of June, 2015,

ORDERED that:

1. Ms. Quan's application for licensure as a massage and bodywork therapist in the State of New Jersey is hereby denied. No subsequent application for licensure will be entertained for a period of three years, dating from the filing of this order.

NEW JERSEY STATE BOARD OF  
MASSAGE AND BODYWORK THERAPY

By:

  
Cynthia Sinicrope-Philibosian  
Chairperson